

From: [Gary McMahon](#)
To: [Bill Jacobs/DC/USEPA/US@EPA](#)
Subject: RE: FW: Registering a Pesticide-Producing and Device-Producing Establishment reply
Date: 01/15/2013 06:55 PM

Hi Dr Jacobs,

Happy New Year and all the best for 2013.

We had some correspondence late last year regarding our product BaitSafe®.

I was just wondering if you were back from leave and had had any time to review it.

If you are still on leave please accept my apology for disturbing you.

I will look forward to your reply when convenient.

Kind Regards

Gary McMahon
C.E.O MakeSafe Pty Ltd

Makesafe logo



PO Box 107 Glen Osmond Road
South Australia 5064 Australia

Mobile Australia 0413 769 101
International Mobile +61 413 769 101
Email gary@baitsafe.com.au
Web www.baitsafe.com.au



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From: Jacobs.Bill@epamail.epa.gov [mailto:Jacobs.Bill@epamail.epa.gov]
Sent: Wednesday, 5 December 2012 6:14 AM
To: Gary McMahon
Cc: Post.Mickey@epamail.epa.gov
Subject: RE: FW: Registering a Pesticide-Producing and Device-Producing Establishment reply

Thank you for this additional information.

▼ "Gary McMahon" ---12/04/2012 02:27:48 PM---Hi Dr Jacobs,

From: "Gary McMahon" <gary@baitSAFE.com.au>
To: Bill Jacobs/DC/USEPA/US@EPA
Cc: Mickey Post/DC/USEPA/US@EPA
Date: 12/04/2012 02:27 PM
Subject: RE: FW: Registering a Pesticide-Producing and Device-Producing Establishment reply

Hi Dr Jacobs,

Thank you for your reply and I apologise for interrupting your leave.

As you can appreciate BaitSafe® is like no other station on the Market today and for this reason we understand that traditional testing or certification may or may not apply. We also understand that we can be a bit of a square peg trying to be put into a round hole.

BaitSafe® has such a wide range of applications for the PCO's such as monitoring for rodents or insects, baiting for rodents or insects and inspection points just to name a few that it is difficult just to tie her down to one classification.

We are also internal bait station that access's the building structure unlike other traditional station designs.

BaitSafe® is not tamper proof, it is lockable. Without the key the station will not open.

MakeSafe® truly wants to partner the EPA in achieving the correct certifications, classifications or approvals if any for the end user who are the PCO's and the American people who the PCO's are servicing.

I have gone down the path of HACCP Certification for a third party endorsement of how safe, clean and environmental the product is.

I am sure Dr Jacobs that you could fully understand our commitment.

I have attached an installation brochure and also one of my sales training brochures for your information. Please let me know if you require any more information for your assessment.

My apologies again for disturbing your leave and I look forward to your reply in good time.

Kind Regards

Gary McMahon

C.E.O MakeSafe Pty Ltd



PO Box 107 Glen Osmond Road
South Australia 5064 Australia

Mobile Australia 0413 769 101

International Mobile +61 413 769 101

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Web www.baitSAFE.com.au



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From: Jacobs.Bill@epamail.epa.gov [<mailto:Jacobs.Bill@epamail.epa.gov>]

Sent: Wednesday, 5 December 2012 12:18 AM

To: Gary McMahon

Cc: Post.Mickey@epamail.epa.gov

Subject: Re: FW: Registering a Pesticide-Producing and Device-Producing Establishment

I have received this message and will prepare a detailed reply to it in a few days. (I am taking some vacation time this December and, for a while, it will be a bit of a struggle to meet legal deadlines and get to other projects and inquiries in a timely fashion.) I have a little bit of familiarity with BaitSafe stations, but want to do a bit more research before getting back to you in detail.

What I can tell you now is that Tiers 1, 2, 3, and 4 only apply to bait-station products that are sold containing or packaged with bait. Such products have to be registered as pesticides in the U.S. If you are intending to export just the bait station to the U.S., no registration would be required; and it would be up to the user who has purchased bait separately to build or obtain a bait station that is consistent with the requirements of the label for the bait product being used. Under U.S. pesticide law, an "empty" bait station is treated as pesticide application equipment rather than as a pesticide (which would be the case if bait came with it) or as a pest control device (which would be the case if the station itself were claimed to provide pest control). If empty BaitSafe stations are to be imported in the U.S., the importer will have to comply with all U.S. laws that pertain to imported products.

▼ "Gary McMahon" ---12/02/2012 04:21:27 PM---Good morning Dr Bill Jacobs,

From: "Gary McMahon" <gary@baitSAFE.com.au>

To: Bill Jacobs/DC/USEPA/US@EPA

Cc: Mickey Post/DC/USEPA/US@EPA

Date: 12/02/2012 04:21 PM

Subject: FW: Registering a Pesticide-Producing and Device-Producing Establishment

Good morning Dr Bill Jacobs,

I hope this e-mail finds you well

Mickey Post from the U.S. Environmental Protection Agency was kind enough to forward me your e-mail address.

My name is Gary McMahon from MakeSafe® in Australia who is manufacturer and developer of BaitSafe®.

I have had previous correspondence with Mickey's Team and we are currently exporting our stations to the US and I would like to be reviewed for a Tier 2 bait station category

I have provided a bit of an in site into the product below.

How is BaitSafe® different from traditional bait stations?

BaitSafe® can be installed into walls, ceilings, flat roofed areas, eaves and floors and cupboard bases allowing pest controllers to place bait directly into areas where pests live and breed. In contrast to traditional bait stations, BaitSafe® is not exposed to the public therefore eliminating the risk of children or pets coming into contact with poisonous bait. Thanks to the unique design, BaitSafe® is the first product on the market to offer such a discreet solution.

How does BaitSafe® work?

BaitSafe® is quick and easy to install, thanks to the installation guide that is printed on the packaging. Start by drilling a 90mm diameter hole in the wall, ceiling, floor or cupboard where baiting is required, place the product into the hole and pull out the tabs to lock it into place before securing with screws. Then simply load up the bait spike with your desired bait and install into the device before locking it using the key. Once installed, pests living behind those structures have easy access to the bait without coming into contact with the public.

Simple and safe maintenance

Once installed BaitSafe® is very easy to monitor, with service times typically around 30 seconds. Using the key pest controllers can quickly access the bait, check for evidence of pests and replenish the bait supply if needed. Unlike conventional baiting methods, no ladder is required to monitor the BaitSafe® units that are installed in ceilings, instead pest controllers can screw a standard extension or paint pole into the key to open the unit from floor level, therefore reducing service time, simplifying the maintenance process and removing 'working at height' issues.

BaitSafe® offers a unique solution to the issues faced by pest controllers on a daily basis, tackling both crawling insect and rodent problems at their source.

Dr Jacobs you can find out more about BaitSafe® at www.baitsafe.com.au

I would happy to receive your instructions on what is required to be forwarded for the assessment of our product including a postal address and contact details.

I thank you for your time and I look forward to your reply in due course.

Kind Regards

Gary McMahon
C.E.O MakeSafe Pty Ltd



PO Box 107 Glen Osmond Road
South Australia 5064 Australia

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International Mobile +61 413 769 101

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Web www.baitsafe.com.au



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From: Post.Mickey@epamail.epa.gov [<mailto:Post.Mickey@epamail.epa.gov>]

Sent: Wednesday, 28 November 2012 10:22 PM

To: Gary McMahon

Cc: Stevenson.Michelle@epamail.epa.gov; Jacobs.Bill@epamail.epa.gov

Subject: RE: Registering a Pesticide-Producing and Device-Producing Establishment reply 2

If you prefer to send in a unit for evaluation, you could send it to Dr. Bill Jacobs, at the Office of Pesticide Programs, Registration Division; I will cc Bill on this message and he can provide you with his further information. Thanks You and I hope this is helpful.

Mickey Post
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Compliance
Monitoring, Assistance and Media Programs Division
Pesticides, Waste and Toxics Branch (2227A)
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460
202-564-4157 (phone)
202-564-0085 (fax)
post.mickey@epa.gov

▼ "Gary McMahon" ---11/28/2012 04:39:42 AM---Hi Everyone,

From: "Gary McMahon" <gary@baitsafe.com.au>
To: Mickey Post/DC/USEPA/US@EPA
Cc: Michelle Stevenson/DC/USEPA/US@EPA
Date: 11/28/2012 04:39 AM
Subject: RE: Registering a Pesticide-Producing and Device-Producing Establishment reply 2

Hi Everyone,

It's me the Aussie again.

We do not sell BaitSafe® into the anywhere with bait as the product is designed to be a facilitator of all baits.

We will however hold baits once sold in the US I imagine as this is what the product is designed to do and this will be performed by Professional pest controllers.

BaitSafe® is also not a tamper proof station but a totally lockable station and one designed specifically for indoors. Without the key the unit cannot be opened.

Not only is there no access for children or pets, but also for house holders.

BaitSafe® also significantly reduces the chances of secondary poisoning because the station is located internally and well away from waterways and other non-target species.

I would like to submit our product for a Tier 2 review if possible and if you could find the time as you have before to send me the information or links on how to do this I would greatly appreciate it..

I look forward to your reply as always and thank you for your time.

Kind Regards

Gary McMahon
C.E.O MakeSafe Pty Ltd

PO Box 107 Glen Osmond Road
South Australia 5064 Australia

Mobile Australia 0413 769 101
International Mobile +61 413 769 101
Email gary@baitsafe.com.au
Web www.baitsafe.com.au

[attachment "147247 MS Installation Manual EMAIL.pdf.pdf" deleted by Bill Jacobs/DC/USEPA/US] [attachment "147237 MS Booklet EMAIL.pdf.pdf" deleted by Bill



Jacobs/DC/USEPA/US]

***** ATTACHMENT NOT DELIVERED *****

This Email message contained an attachment named
image001.jpg
which may be a computer program. This attached computer program could
contain a computer virus which could cause harm to EPA's computers,
network, and data. The attachment has been deleted.

This was done to limit the distribution of computer viruses introduced
into the EPA network. EPA is deleting all computer program attachments
sent from the Internet into the agency via Email.

If the message sender is known and the attachment was legitimate, you
should contact the sender and request that they rename the file name
extension and resend the Email with the renamed attachment. After
receiving the revised Email, containing the renamed attachment, you can
rename the file extension to its correct name.

For further information, please contact the EPA Call Center at
(866) 411-4EPA (4372). The TDD number is (866) 489-4900.

***** ATTACHMENT NOT DELIVERED *****